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By: Shirine Darvish
Shirine Darvish

PETITION FOR A THREE-MONTH EXTENSION OF TIME

01 FC:2253 475.00 DP



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Alberte et al	Examiner: Collins, Cynthia E.
Serial No.: 09/854,122	Group Art Unit: 1638
Filed: May 10, 2001	Docket No.: CEA-007.01
For: <i>Transgenic Plants Incorporating Traits of Zostera Marina</i>	

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December 17, 2003	By: <u>Shirine Darvish</u>
Date of Signature and Mail Deposit	Shirine Darvish

12/24/2003 GORDOF1 00000030 061448 09854122
01 FC:2202 207.00 DP

RESPONSE AND AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

In response to the Office Action, mailed June 17, 2003, in the above-identified application, Applicants submit the following remarks and amendments in this request for reconsideration. The deadline for filing this response has been extended by the accompanying petition for a three-month extension of time and associated fee. The Commissioner is hereby authorized to credit any overpayment or charge any deficiencies to Deposit Account Number 06-1448, Reference CEA-007.01.

Adjustment date: 10/04/2004 SDIRETA1
12/24/2003 GORDOF1 00000030 061448 09854122
01 FC:2202 -207.00 DP

10/04/2004 SDIRETA1 00000002 061448 09854122
03 FC:2202 207.00 DA



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Alberte et al.)
Serial No.: 09/854,122)
Filed: May 10, 2001)
For: *Transgenic Plants Incorporating Traits of*)
 Zostera Marina)

Attorney Docket No.: CEA-007.01
Group Art Unit: 1638
Examiner: Collins, Cynthia E.

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December 17, 2003

By: *Shirine Darvish*
Shirine Darvish

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR
§ 1.97(c)(2)

Madam:

Listed on the enclosed Form PTO-1449 is a list of publications known to Applicants and their Attorney/Agent in compliance with the requirements of 37 C.F.R. 1.56. A copy of said publication is being submitted herewith. This submission follows the events recited in 37 C.F.R. § 1.97(c)(2); therefore, pursuant to 37 C.F.R. § 1.17 (p), a check in amount of \$180.00 is enclosed. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached Form PTO-

1449.

12/24/2003 GWORDDF1 00000030 061448 09854122
03 FC:1806 180.00 DA

20/372796.1

Adjustment date: 10/04/2004 SDIRETA1
12/24/2003 GWORDDF1 00000030 061448 09854122
03 FC:1806 180.00 CR

10/04/2004 SDIRETA1 00000002 061448 09854122
02 FC:1806 180.00 OP

PATENT DIVISION

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2004 AUG 30 PM 12: 46
In re the application of: Alberte et al.

Serial No: 09/854,122

Filed: May 10, 2001

For: *Transgenic Plants Incorporating Traits of
Zostera Marina*

Group Art Unit: 1638

Examiner: Collins, Cynthia E.

Attorney Docket No.: CEA-007.01

Mail Stop 16
Director of the US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail with sufficient postage in an envelope addressed to Mail Stop 16, Director of the US Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on August 25, 2004.

John B. Arnold

REQUEST FOR REFUND OF FEE CHARGED TO DEPOSIT ACCOUNT

Sir:

Applicants respectfully request a refund in the amount of \$180.00 in the above-referenced application.

In support hereof, Applicants states that on December 17, 2003 an Information Disclosure Statement was filed and a check for \$180.00 (*copy of cashed check enclosed*) was provided to cover the surcharge for being submitted after the mailing of a first action on the merits. Enclosed is a copy of our Deposit Account Statement, which indicates that the Patent Office charged the Foley Hoag LLP Deposit Account the amount of \$180.00 on December 24, 2003 (highlighted in yellow). As the \$180.00 surcharge was provided with the filing on December 17, 2003, it appears that an error was made in the December 24, 2003 charge to our Deposit Account relating to this file.

Accordingly, Applicants respectfully request a refund in the amount of \$180.00 in the above-referenced application, to be deposited to our Deposit Account No. 06-1448.

Should there be any questions concerning this request, the Examiner is invited to contact the undersigned at (617) 832-1000.

Date: August 25, 2004

Customer No: 25181
Patent Group
Foley Hoag LLP
155 Seaport Boulevard
Boston, MA 02210

Respectfully Submitted,

Beth E. Arnold
Reg. No. 35,430
Tel. (617) 832-1000
Fax. (617) 832-7000

FHBoston/1098368.1



FOLEY FOLEY HOAG LLP
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13-10-0001
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 12312003
 0110-0001-5
 ENT=0613 TRC=0621 PK=01

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Deposit Account Statement

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Requested Statement Month:

December 2003

Deposit Account Number:

061448

Name:

FOLEY, HOAG & ELIOT LLP

Attention:

PATENT GROUP

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BOSTON

State:

MA

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02109

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/01	4	10096528	IOL-712.01	2201	\$86.00	\$13,085.00
12/02	46	10284757	NVO0038005850380	8007	\$20.00	\$13,065.00
12/03	5	10723522	GIO-001.01	2001	\$385.00	\$12,680.00
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12/03	38	10723640	NVO-004.01	1001	\$770.00	\$11,748.00
12/03	39	10723640	NVO-004.01	1202	\$144.00	\$11,604.00
12/03	97	60525699	FBO-002.60	2005	\$80.00	\$11,524.00
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12/04	31	PCT/US03/37767	GIO-001.25	1704	\$1,119.00	\$10,073.00
12/04	32	PCT/US03/37767	GIO-001.25	1702	\$476.00	\$9,597.00
12/04	33	PCT/US03/37767	GIO-001.25	1703	\$36.00	\$9,561.00
12/04	34	PCT/US03/37767	GIO-001.25	1707	\$520.00	\$9,041.00
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12/08	112	60464873	CMA-004.60	8021	\$40.00	\$5,623.00
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12/23 89	10739627	SWO-003.01	2001	\$385.00	\$15,109.00

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12/24 1	09618079	WRP-002.01(2	1202	\$306.00	\$13,511.00
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